

Remarks

The Applicant respectfully requests reconsideration and reexamination of the above-identified patent application, as amended. Claims 1, 3, 6, 17, and 22-32 are pending in this application upon entry of this Amendment. In this Amendment, the Applicant has amended claims 1, 3, 6, 17, 22, and 28; cancelled claims 2, 4-5, 7-16, and 18-21; and added new claims 29-32. Of the pending claims, claims 1, 17, 22, and 28 are independent claims.

Status of Withdrawn Claims 9-16

The Applicant has cancelled claims 9-16 which were withdrawn from further consideration as being drawn to a non-elected invention.

The Drawings

The Examiner objected to the drawings for including reference signs not mentioned in the specification such as “110” in FIG. 11 and “120” in FIG. 12. The Applicant has amended the specification to include the noted reference signs in the specification. Support for these amendments is found on FIGS. 11-12 and page 11, lines 9-10 of the specification.

Claim Rejections - 35 U.S.C. § 112

The Examiner rejected claims 7-8 under 35 U.S.C. § 112, 2nd paragraph, as being indefinite. Claims 7-8 have been cancelled.

Claim Rejections - 35 U.S.C. § 102

A. § 102(b) Rejections based on U.S. Patent No. 4,864,511 (Moy)

The Examiner rejected claims 1, 19, 22-23, and 28 (including independent claims 1, 22, and 28) under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent No. 4,864,511 issued to Moy et al. (“Moy”). Claim 19 has been cancelled.

Amended independent claim 1 recites a storage library having a four-sided rack, a segmented panel assembly, and media element housing cells; in which the panel assembly is removably plugged within a spacing of the rack, the panel assembly has tear-apart first and second panels, each panel has first and second ends, the first panel ends are interconnected such that the panels are perpendicular to one another, each panel has an inner surface, the panels are respectively mounted to the first and second sides of the rack with the inner panel surfaces facing the rack interior; and in which the housing cells are supported on the inner panel surfaces such that the housing cells face the rack interior. In contrast, storage library housing 113 of Moy is not four-sided nor does access door 360 of Moy have the features of the claimed panel assembly. Thus, amended independent claim 1 is not anticipated by Moy.

Amended independent claim 22 recites a storage library having a four-sided rack whereas storage library housing 113 of Moy is not four-sided. Thus, amended independent claim 22 and its dependent claim 23 are not anticipated by Moy.

Amended independent claim 28 recites a storage library having a four-sided rack, a cover sheet, and media element housing cells; in which the cover sheet hangs over the rack exterior along a side of the rack to have an inner surface of the cover sheet face the rack interior along the rack side; and in which the housing cells are supported on the inner cover sheet surface such that the housing cells face the rack interior when the cover sheet is hung over the rack exterior along the rack side. In contrast, storage library housing 130 of Moy is not four-sided nor does access door 360 of Moy have the features of the claimed cover sheet. Thus, amended independent claim 28 is not anticipated by Moy.

In view of the foregoing amendments and remarks, the Applicant respectfully requests reconsideration and withdraw of the rejection of claims 1, 22-23, and 28 under 35 U.S.C. § 102(b) by Moy.

B. § 102(b) Rejections based on U.S. Patent No. 5,206,814 (Cahlander)

The Examiner rejected claims 1, 2, 7, and 19-20 (including independent claim 1) under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent No. 5,206,814 issued to Cahlander et al. ("Cahlander"). Claims 2, 7, and 19-20 have been cancelled.

Amended independent claim 1 recites a storage library having a four-sided rack, a segmented panel assembly, and media element housing cells; in which the panel assembly is removably plugged within a spacing of the rack, the panel assembly has tear-apart first and second panels, each panel has first and second ends, the first panel ends are interconnected such that the panels are perpendicular to one another, each panel has an inner surface, the panels are respectively mounted to the first and second sides of the rack with the inner panel surfaces facing the rack interior; and in which the housing cells are supported on the inner panel surfaces such that the housing cells face the rack interior. In contrast, enclosure 23 of Cahlander is not a four-sided rack nor does rack 2 of Cahlander have the features of the claimed panel assembly. Thus, amended independent claim 1 is not anticipated by Cahlander. In view of the foregoing amendments and remarks, the Applicant respectfully requests reconsideration and withdraw of the rejection of claim 1 under 35 U.S.C. § 102(b) by Cahlander.

C. § 102(b) Rejections based on U.S. Patent No. 6,120,230 (Brown)

The Examiner rejected claims 1, 6, 8, 17-19, 21, and 28 (including independent claims 1, 17, and 28) under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent No. 6,120,230 issued to Brown ("Brown"). Claims 8, 18-19, and 21 have been cancelled.

Amended independent claims 1 and 17 recite a storage library having a four-sided rack, a segmented panel assembly, and media element housing cells; in which the panel

assembly is removably plugged to the rack, the panel assembly has tear-apart first and second panels, each panel has first and second ends, the first panel ends are interconnected such that the panels are perpendicular to one another, each panel has an inner surface, the panels are respectively mounted to the first and second sides of the rack with the inner panel surfaces facing the rack interior; and in which the housing cells are supported on the inner panel surfaces such that the housing cells face the rack interior. In contrast, first panel segment 210 of Brown does not have the features of the claimed panel assembly. Thus, amended independent claim 1 and its dependent claim 6 and amended independent claim 17 are not anticipated by Brown.

Amended independent claim 28 recites a storage library having a four-sided rack, a cover sheet, and media element housing cells; in which the cover sheet hangs over the rack exterior along a side of the rack to have an inner surface of the cover sheet face the rack interior along the rack side; and in which the housing cells are supported on the inner cover sheet surface such that the housing cells face the rack interior when the cover sheet is hung over the rack exterior along the rack side. In contrast, first panel segment 210 of Brown does not have the features of the claimed cover sheet. Thus, amended independent claim 28 is not anticipated by Brown.

In view of the foregoing amendments and remarks, the Applicant respectfully requests reconsideration and withdraw of the rejection of claims 1, 6, 17, and 28 under 35 U.S.C. § 102(b) by Brown.

Claim Rejections - 35 U.S.C. § 103

The Examiner rejected claim 24 under 35 U.S.C. § 103(a) as being unpatentable over Moy. Claim 24 depends from amended independent claim 22 and includes the limitations therein. Thus, claim 24 is patentable under 35 U.S.C. § 103(a) over Moy. Accordingly, the Applicant respectfully requests reconsideration and withdraw of the rejection to claim 24 under 35 U.S.C. § 103(a) over Moy.

The Examiner rejected claims 25-26 under 35 U.S.C. § 103(a) as being unpatentable over Moy in view of Cahlander. Claims 25-26 depend from amended independent claim 22 and include the limitations therein. Thus, claims 25-26 are patentable under 35 U.S.C. § 103(a) over Moy in view of Cahlander. Accordingly, the Applicant respectfully requests reconsideration and withdraw of the rejection to claims 25-26 under 35 U.S.C. § 103(a) over Moy in view of Cahlander.

The Examiner rejected claim 27 under 35 U.S.C. § 103(a) as being unpatentable over Moy in view of Cahlander as applied to claims 25-26 above, and further in view of Brown. Claim 27 depends from amended independent claim 22 and includes the limitations therein. Thus, claim 27 is patentable under 35 U.S.C. § 103(a) over Moy in view of Cahlander in view of Brown. Accordingly, the Applicant respectfully requests reconsideration and withdraw of the rejection to claim 27 under 35 U.S.C. § 103(a) over Moy in view of Cahlander in view of Brown.

The Examiner rejected claims 3-5 under 35 U.S.C. § 103(a) as being unpatentable over Cahlander in view of Brown. Claims 4-5 have been cancelled. Claim 3 depends from amended independent claim 1 and includes the limitations therein. Thus, claim 3 is patentable under 35 U.S.C. § 103(a) over Cahlander in view of Brown. Accordingly, the Applicant respectfully requests reconsideration and withdraw of the rejection to claim 3 under 35 U.S.C. § 103(a) over Cahlander in view of Brown.

CONCLUSION

In summary, claims 1, 3, 6, 17, and 22-32 presented herein meet the substantive requirements for patentability. The case is in appropriate condition for allowance. Accordingly, such action is respectfully requested.

If a telephone or video conference would expedite allowance or resolve any further questions, such a conference is invited at the convenience of the Examiner.

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Respectfully submitted,

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